

Service Date: April 30, 2004

DEPARTMENT OF PUBLIC SERVICE REGULATION
MONTANA PUBLIC SERVICE COMMISSION

P.O. Box 202601
Helena, Montana 59620-2601

IN THE MATTER of the cancellation and)	
termination of Intrastate Certificate, PSC No. 4636,)	Docket No. T-04.10.OTSC
for failure to comply with vehicle registration)	Order No.6546
requirements.)	

CANCELLATION ORDER

Townsend Lumber Company, Inc., Townsend, Montana, is the owner and operator of Intrastate Certificate of Public Convenience and Necessity PSC No. 4636, issued by the Montana Public Service Commission (Commission), pursuant to Title 69, Chapter 12, Montana Code Annotated (MCA).

WHEREAS, Section 69-12-421, MCA, provides that all motor carriers at the time of issuance of their permits and annually thereafter must pay an annual fee of \$5.00 to the Public Service Commission for every motor vehicle operated by the carriers over or upon the State's Public Highways, except for those vehicles maintained and used by the carrier as standby or emergency equipment.

The Montana Public Service Commission issued an Order to Show Cause, under the provisions of §69-12-402, MCA and Title 69, Chapter 12, ARM, sent by certified mail to the carrier on March 29, 2004, requiring the carrier to show cause within ten (10) days after receipt of the Order why the Public Service Commission should not cancel and terminate Intrastate Certificate PSC No. 4636. The Commission received the return receipt showing acceptance of delivery on March 31, 2004. The carrier has failed to show cause within the time allowed why PSC No. 4636 should not be cancelled.

NOW, THEREFORE, IT IS ORDERED that Intrastate Certificate of Public Convenience and Necessity, PSC No. 4636, owned and operated by Townsend Lumber Company, Inc., Townsend, Montana, is hereby cancelled and terminated pursuant to §69-12-327, MCA and ARM 38.3.120. All rights and privileges granted under and by virtue of Intrastate Certificate PSC No. 4636, are hereby cancelled and terminated.

IT IS FURTHER ORDERED that a copy of this Order be sent by certified mail to the above named carrier.

DONE IN OPEN SESSION this 27th day of April, 2004, at Helena, Montana by a vote of 5-0.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

BOB ROWE, Chairman

THOMAS J. SCHNEIDER, Vice Chairman

MATT BRAINARD, Commissioner

GREG JERGESON, Commissioner

JAY STOVALL, Commissioner

ATTEST:

Connie Jones
Commission Secretary

(SEAL)

NOTE: Any interested party may request that the Commission reconsider this decision. A motion to reconsider must be filed within ten (10) days, See 38.2.4806, ARM.